

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                                   |   |                                  |
|-----------------------------------|---|----------------------------------|
| U.S. National Phase Application   | ) |                                  |
| of International Application No.: | ) |                                  |
| PCT/SE2004/001467                 | ) | Confirmation No.: 3188           |
| Inventors.: Olof JANSSON et al.   | ) |                                  |
| Serial No.: 10/575,461            | ) | Group Art Unit: Not Yet Assigned |
| Filed: April 12, 2006             | ) |                                  |
| Title: A DEVICE FOR CARRYING OUT  | ) | Examiner: Not Yet Assigned       |
| A PERITONEAL DIALYSIS TREATMENT   | ) |                                  |
|                                   | ) |                                  |

MAIL STOP PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

In response to the Notification of Defective Response dated February 17, 2009, requesting clarification of why Helen Thell had to sign for Bengt-Olov Thell and why Helen Thell's address differs from Bengt-Olov Thell's original address in the declaration submitted to the U.S. Patent and Trademark Office on September 29, 2008, Applicants submit herewith information which clarifies the relationship.

A copy of the Notification of Defective Response dated February 17, 2009, is enclosed herewith. Please note that the International Application No. listed on the notification is in error and should be --PCT/SE2004/001467-- rather than "PCT/SE2004/001457".

In the Transmittal Letter to the U.S. Patent and Trademark Office Concerning a Submission under 35 U.S.C. 371, filed with the Declaration on September 29, 2008, in the list of Applicants for DO/EO/US on the transmittal form, applicants indicated: 6) Bengt-Olov Thell (deceased) by Helen Thell (Heir).

To clarify why Helen Thell had to sign for Bengt-Olov Thell, submitted herewith is the first page of the Estate Inventory made after the death of Bengt-Olov Thell (Exhibit A) with a translation from Swedish into English of the relevant words (Exhibit B) showing this relationship, i.e., that Helen Thell is heir of the deceased. Furthermore, it is indicated that Helen Thell moved to a different address after the death of her husband.


It is respectfully submitted that this enclosed first page of the Estate Inventory clarifies why Helen Thell had to sign for Bengt-Olov Thell and why Helen Thell's address differs from Bengt-Olov Thell's address.

If there are any fees due in connection with the filing of this filing, please charge the fee to our Deposit Account No. 06-0916. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should be charged to our deposit account.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 11, 2009

By:   
Ernest F. Chapman  
Reg. No. 25,961

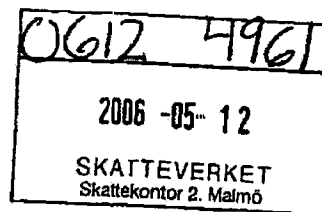
**Attachments:**      **Exhibit A**  
                             **Exhibit B**  
                             **Copy of Notification of Defective Response**

# **EXHIBIT A**

## EXHIBIT A

H. Axelssons Begravningsbyrå AB  
Getingevägen 1  
222 41 Lund

# Bouppteckning



Förrättningsdag 2006-04-06

|              |                                  |
|--------------|----------------------------------|
| Namn         | Thell BENGT-OLOV Håkan           |
| Civilstånd   | Gift                             |
| Vigsel år    | 1989-06-17                       |
| Adress       | Roslövsvägen 3<br>240 32 Flyinge |
| Personnummer | 550531-2859                      |
| Avliden      | 2006-03-05                       |

## Dödsbodelägare

Den avlidnes arvingar

1/ Maken *P* Anna HELEN Thell  
580808-3967  
Roslövsvägen 3  
240 32 Flyinge

## Efterarvingar

Den avlidnes arvingar enligt lag

1/ Barn i äktenskapet med Anna HELEN Thell

a/ Sonen *pu* Erik ANDREAS Thell  
901102-0394  
Roslövsvägen 3  
240 32 Flyinge

b/ Dottern *mp* Anna MADELEINE Thell  
901102-5062  
Roslövsvägen 3  
230 42 Flyinge

## Vid förrättningen uppvisades följande handlingar

- ett bouppteckningsintyg på pensionsförsäkring i Skandia, UL564272-3938-01
- ett bouppteckningsintyg på pensionsförsäkring i Skandia, L564272-3938-01

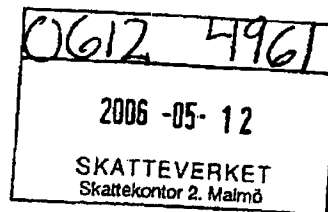
# **EXHIBIT B**

## EXHIBIT B

H Axelssons Begravningsbyrå AB = H Axelssons Undertakers  
Getingevägen 1  
222 41 Lund

### Bouppteckning = Estate Inventory

Förrättningsdag 2006-04-06



|              |                                  |
|--------------|----------------------------------|
| Namn         | Thell BENGT-OLOV Håkan           |
| Civilstånd   | Gift                             |
| Vigsel år    | 1989-06-17                       |
| Adress       | Roslövsvägen 3<br>240 32 Flyinge |
| Personnummer | 550531-2859                      |
| Avliden      | 2006-03-05                       |

### Dödsbodelägare

Den avlidnes arvingar = Heirs of the deceased

|                    |   |   |
|--------------------|---|---|
| 1/ Maken<br>= wife | p Anna HELEN Thell<br>580808-3967<br>Roslövsvägen 3<br>240 32 Flyinge | } She has moved to<br>Basungränden 18 D<br>224 68 LUND<br>SWEDEN<br>after the death of<br>her husband |
|--------------------|---|---|

### Efterarvingar

Den avlidnes arvingar enligt lag

1/ Barn i äktenskapet med Anna HELEN Thell

|            |   |
|------------|---|
| a/ Sonen   | pu Erik ANDREAS Thell<br>901102-0394<br>Roslövsvägen 3<br>240 32 Flyinge    |
| b/ Dottern | fmp Anna MADELEINE Thell<br>901102-5062<br>Roslövsvägen 3<br>230 42 Flyinge |

### Vid förrättningen uppvisades följande handlingar

- ett bouppteckningsintyg på pensionsförsäkring i Skandia, UL564272-3938-01
- ett bouppteckningsintyg på pensionsförsäkring i Skandia, L564272-3938-01



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/575,461                  | Olof Jansson          | 05049.0008       |

Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.  
901 New York Avenue N.W.  
Washington, DC 20001-4413

RECEIVED

FEB 20 2009

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.

| INTERNATIONAL APPLICATION NO. |               |
|-------------------------------|---------------|
| PCT/SE2004/001457             |               |
| I.A. FILING DATE              | PRIORITY DATE |
| 10/13/2004                    | 10/13/2003    |

CONFIRMATION NO. 3188  
371 FORMALITIES LETTER



OC000000032803553

Date Mailed: 02/17/2009

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 04/12/2006
- Copy of the International Search Report filed on 04/12/2006
- Information Disclosure Statements filed on 05/08/2008
- Oath or Declaration filed on 09/29/2008
- U.S. Basic National Fees filed on 04/12/2006

Applicant's response filed 09/29/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/30/2008 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - The oath submitted to USPTO on September 29, 2008 is defective. It is not clear or explained why Helen Thell had to sign for Bengt-Olov Thell. Also Helen Thell's address is different from Bengt-Olov Thells' original address. Please clarify.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

2/20/09  
page 1 of 2

2/20/09 GSP/AXP  
05049-0008  
3/17/09 W/CALLPS  
RESPONSE/DECLARATION

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

ULYSSES G WALKER

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